

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MOHAMMED SIDDIQUI,

Plaintiff,

v.

UNIVERSITY OF WASHINGTON, a State
agency, DAVID ANDERSON, an
individual, and KEITH VOGEL, an
individual,

Defendants.

No.

VERIFICATION OF COUNSEL

I, Jayne L. Freeman, state and verify as follows:

1. I am an attorney with the law firm of Keating, Bucklin & McCormack, Inc. P.S., and counsel for Defendants University of Washington, David Anderson and Keith Vogel. I have personal knowledge of the facts set forth in this verification and am otherwise competent to testify to the matters set forth herein.

2. I verify that I reviewed the King County Superior Court docket for cause number 14-2-06107-2 SEA and that the following exhibits A-G attached hereto are true and correct copies of all the records and proceedings that have been filed with the Clerk of the King County Superior Court in this matter:

Exhibit A: Complaint

Exhibit B: Order Setting Case Schedule

Exhibit C: Case Information Cover Sheet

VERIFICATION OF COUNSEL - 1

1 Exhibit D: Siddiqui's First Amended Complaint: Job Discrimination and
2 Violation of Constitutional Rights

3 Exhibit E: Amended Notice of Appearance For Defendants University of
4 Washington, David Anderson and Keith Vogel

5 Exhibit F: Acceptance of Service

6 Exhibit G: Notice of Filing Notice of Removal

7 I declare under penalty of perjury that the foregoing is true and correct.

8
9 DATED: March 10, 2014

10 KEATING, BUCKLIN & McCORMACK,
11 INC., P.S.

12 By: 

13 Jayne L. Freeman, WSBA #24318
14 Special Assistant Attorney General for
15 Defendants

16 800 Fifth Avenue, Suite 4141
17 Seattle, WA 98104-3175
18 Phone: (206) 623-8861
19 Fax: (206) 223-9423
20 Email: jfreeman@kbmlawyers.com

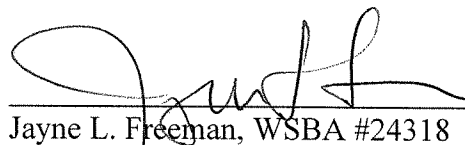
CERTIFICATE OF SERVICE

I hereby certify that on March 10, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Attorneys for Plaintiff

Michael A. Jacobson
M. A. Jacobson, P.S., Inc.
119 First Avenue South, Suite 200
Seattle, WA 98104
Email: mike@mikejacobsonlaw.com

DATED: March 10, 2014



Jayne L. Freeman, WSBA #24318
Special Attorney General for Defendants
800 Fifth Avenue, Suite 4141
Seattle, WA 98104-3175
Phone: (206) 623-8861
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EXHIBIT A

FEB 26 2014

RECEIVED

FEB 11 2014

ATTORNEY GENERAL OFFICE
SEATTLE

IN THE KING COUNTY SUPERIOR COURT FOR THE STATE OF WASHINGTON

Mohammed Siddiqui,

Plaintiff,

No. 14-2-06107-2 SEA

vs.

University of Washington, a state agency,

Defendant,

David Anderson, in his individual and
official capacity,

Defendant

COMPLAINT: JOB
DISCRIMINATION AND
VIOLATION OF
CONSTITUTIONAL RIGHTS

Comes now plaintiff, Mohammed Siddiqui, by and through his counsel, who makes alleges as follows:

I. PARTIES AND JURISDICTION

1. Plaintiff Mohammed Siddiqui ("Siddiqui") is a US citizen and resident of King County, Washington. He was employed by the State at all material times in its classified service, as comprehended by RCW 41.06.020 at University of Washington at their Washington -National Primate Research Center ("NPRC")
2. Defendant University of Washington ("UW") is a unit of state government created by RCW 28B.20, operating institutions of higher learning and scientific research headquartered in Seattle, King County, Washington. UW operates the National Primate Research Center from facilities within Seattle, King County, Washington. UW is an employer of eight or more individuals as comprehended by RCW 49.60.040. UW is an agency of State government as comprehended by RCW 51.06.020(2) and subject to the civil service requirements set forth in RCW 41.06.
3. Defendant David Anderson is UW's Executive Director of Health Sciences Adminsitration

1 and Director of the Washington National Primate Research Center. (NPRC)

2 4. Siddiqui executed on April 3 2013 and delivered to the Washington State Risk Management
3 Division a Standard Tort Claim Form SF 210. Siddiqui has exhausted administrative
4 remedies.. The acts complained of occurred in King County Washington. The University is
5 subject to this Court's jurisdiction. Venue is proper in King County pursuant to RCW 4.12.025.

6 II. FACTS AND CIRCUMSTANCES

7 *The following factual allegations are not intended as exhaustive, but are written solely to*
8 *provide notice to the defendant of the general nature of the claims against it.*

9 5. Plaintiff is an ethnic Indian and of Indian origin and birth and his age is June 16, 1949.
10 Siddiqui was hired by UW in May, 1991. He progressed over the course of the next 21 years to
11 the level of class 3 veterinary specialist. Siddiqui's assignment was to maintain animals housed
12 at UW's Washington National Primate Research Center ("NPRC"); support all surgical and
13 non-invasive scientific research projects or other clinical care of the animals; maintain
14 equipment, and collect samples. Siddiqui met or exceeded the employer's expectations.

15 6. Siddiqui was disadvantaged in comparison with whiter, younger, and ethnically North
16 American NPRC coworkers in his reduced work hours, reduced retention, reduced training,
17 excessive penal sanctions, reduced civil service protections, and reduced representation.

18 7. On 29 October 2012, research primate Z12336 was slow to awaken during the first 3 hours
19 after hernia surgery. A surgical team composed of information technology personnel and
20 veterinary specialists, including Siddiqui, working under the supervision of the staff veterinary
21 surgeon had combined that morning to sedate the patient with intra-muscular anesthetic, inhaled
22 anesthesi, and intramuscular analgesics. An unlicensed technology officer had cut open,
23 surgically manipulated, then sewed up the patient.

24 8. The staff veterinarian responsible for the animal's safety reported to defendant Anderson a
25 complaint against Siddiqui's conduct in the operating theater that day.

1 9. On the basis of information and belief acquired through public records disclosed in the fall
2 of 2013, the accusation against Siddiqui asserted that he corruptly altered drug records so as to
3 disguise his misconduct overdosing animal z12336.

4 10. Such accusations were materially false and misleading.

5 11. Such accusations are materially exaggerated in the sense that younger, caucasian and
6 ethnically American employees have retained their job in spite of delivering lethal overdoses of
7 drugs causing the deaths of test animals.

8 12 Upon information and belief the false and misleading accusations were relied upon by
9 defendant Anderson in 2012

10 11. A note was left for Siddiqui to find on 31 October asking him to visit the office and speak
11 with the NPRC director David Anderson on the morning of 1 November 2012. Upon arrival,
12 Anderson told Siddiqui we've decided to fire you for a safety and integrity issue; I can't trust
13 you. Or you can submit a resignation to avoid embarrassment.

14 12. Siddiqui assured Anderson he had no idea what he was talking about but that he'd done
15 nothing remotely like what was accused. Siddiqui said he needed to speak to a legal advisor to
16 understand his options. Anderson responded that if Siddiqui left the room or consulted an
17 advisor, an immediate termination would be effected.

18 13. Director Anderson's directive prohibited Siddiqui's continued employment and offered
19 instead alternative means of ending his civil service career;

20 14. A 21-year employee in the classified civil service. The state code conferred a property
21 interest in Siddiqui's continued employment

22 15. WAC ** and A.R 43.16 provide Washington's tenured civil servants a pre-dismissal right
23 to contest a proposed termination, with the assistance of an advisor of choice.

24 16 Anderson's directive to select alternative means of becoming unemployed did not furnish
25 Siddiqui notice of the evidence relied upon to precipitate Siddiqui's unemployment.

1 17 The option to become unemployed by resignation was conditioned upon Siddiqui
2 surrendering his right to consult counsel or become educated about his legal options or become
3 educated about the government evidence of wrongdoing or rebut it.

4 18 WAC 357-040 provides Washington's tenured civil servants with the right to written
5 notice of dismissal charges. Anderson's directive to select from alternative means to become
6 unemployed excluded written notice to Siddiqui of what safety or integrity accusations were
7 made by whom on the basis of what data.

8 19 WAC 357-040 provides Washington tenured civil servants with the right to appeal
9 termination in a contested hearing. Anderson's directive to select from alternative means to
10 become unemployed excluded written or oral notice that dismissal would preserve Siddiqui's
11 civil service appeal rights.

12 20. Anderson's directive to choose among alternative means of becoming unemployed under
13 time pressure disguised from Siddiqui exculpatory facts contained within the accuser's report of
14 events occurring 29 October.

15 21 Furnished no meaningful option to remain employed, threatened with a permanent
16 government record of stigmatizing accusations should he pursue legal redress, Siddiqui felt he
17 had no choice but to resign.

18 22. Director Anderson told him that a resignation must be delivered immediately, saying it is
19 effective immediately; Siddiqui sent a message in that form.

20 23. UW disadvantaged Siddiqui in comparison with younger and whiter and ethnically more
21 American employees when stripping from Siddiqui his protections against deprivations of his
22 government employment.

23 24. After 70 days of reflection, Siddiqui notified UW administrators that his opportunity to
24 contest the threatened dismissal action had been thwarted; that his resignation was coerced; and
25 therefore it was withdrawn so as to re-start the formal process.

25. Anderson responded, citing official policy of the University, that UW refused to rescind or permit withdrawal or cure the defects pointed out by Siddiqui.

III. LEGAL THEORIES

FIRST CLAIM: DEPRIVATION OF CONSTITUTIONAL RIGHTS

26. Defendant's actions violated Amendment XIV procedural due process in violations of 42 USC 1983, having deprived Siddiqui of presumptively continuing government employment without furnishing a meaningful pre-dismissal opportunity to know and rebut the evidence against him or discover the exculpatory evidence or secure an unbiased audience connected with the employer's unjustified accusations.

27. Defendant Anderson deprived Siddiqui of his Amendment XIV property without post-termination due process in violation of 42 USC 1983.

28. By standard procedure or official policy Defendant University of Washington ratified the summary deprivations of Siddiqui's government property in violation of constitutional rights in spite of Siddiqui's protests and requests to restart the process.

29. Defendant Andersons' actions under color of law in violation of 42 USC 1983 deliberately penalized Siddiqui's First Amendment right to access legal counsel and the legal process to redress matters of public concern involving government discrimination and unconstitutional action.

30 Defendants acted under color of law and pursuant to standard or official procedures, to deprive Siddiqui of 14th Amendment Equal Protection of Laws.

31. As a direct result of Defendants' action, Siddiqui has been deprived of constitutional rights, and experienced financial loss, job and career loss, emotional pain, fear, and anxiety.

SECOND CLAIM: WASHINGTON LAW AGAINST DISCRIMINATION

17. Defendant furnished Siddiqui comparatively disadvantageous employment terms, terminated his employment, and/or dictated employment terms which left Siddiqui no

1 meaningful opportunity to remain employed in violation of RCW 49.60.180 because of age,
2 ethnic heritage, and/or foreign origin.

3 18. Defendants explicitly penalized Siddiqui's access to counsel and the legal process to
4 protest unlawful conduct in violation of RCW 49.60.210.

5 19. The Defendants' unfair practices proximately caused damage to Siddiqui including without
6 limitation: lost wages and fringes, financial loss, job and career loss, emotional pain, fear, and
7 anxiety actual damage, garden variety emotional distress, and diminished earning capacity

8 **IV. REQUEST FOR RELIEF**

9 20. Wherefore Plaintiff prays for relief, including:

10 a. The damages pled in the complaint;

11 b. for equitable relief, awarding to Siddiqui a 14th Amendment pre-dismissal hearing
12 and, if necessary, a further 14th Amendment post-dismissal appeal hearing to adjudicate the
13 deprivation of his rights; and an award of 42 USC 1988 reasonable counsel fees;

14 c. for equitable relief awarding to Siddiqui interim reinstatement with restoration of
15 status and all employment benefits plaintiff would have earned were it not for unconstitutionally
16 biased or retaliatory conduct;

17 d. compensation for garden variety emotional distress, including pain, anxiety, and fear
18 in amounts to be proven at trial.

19 e. for back pay, including fringes;

20 f. for actual damage;

21 g. for pre-judgment interest on liquidated amounts of loss;

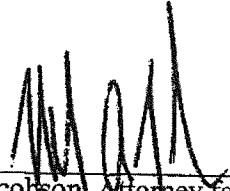
22 h. for costs of suit, including copying and expert charges;

23 i. for reasonable counsel fees pursuant to RCW 49.60.030(2), RCW 49.48.030, 42 USC
24 1988; equity, statute, court rule, or common law;

25 j. for an award gross up to offset the added tax burden imposed upon prevailing plaintiff
by, among other factors, bracket creep or construct trust or alternative minimum tax;

1 k. for such further relief as the court deems just.

2 DATED this 16th day of January, 2014.



3
4
5 Michael A. Jacobson, Attorney for plaintiff, WSB#13135
6 Michael A Jacobson, PS Inc
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8 Seattle, Washington 98104
9 Tel. 206 447 1560; Fax 206 447 1523
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IN THE KING COUNTY SUPERIOR COURT FOR THE STATE OF WASHINGTON

Mohammed Siddiqui,
 Plaintiff,
 vs.
 University of Washington, a state
 agency,
 Defendant,
 David Anderson, in his individual and
 official capacity, Defendant

No. 14-2-06107-2 SEA
 Summons

TO: DEFENDANT University of Washington
 AND TO: Defendant David Anderson

A lawsuit has been started against you in the above Court by PLAINTIFF. Plaintiff's claim is stated in the written Complaint, a copy of which is served upon you with this summons.

In order to defend against the lawsuit, you must respond to the complaint by stating your defense in writing, and serve a copy upon the undersigned attorney for the plaintiff within 20 days after the service of this Summons, or within 60 days if this Summons was served outside the State of Washington, excluding the day of service, or a default judgment may be entered against you without notice. A default judgment is one where plaintiff is entitled to what he or she asks for because you have not responded. If you serve a notice of appearance on the undersigned attorney, you are entitled to notice before a default judgment may be entered.

You may demand that the plaintiff file the lawsuit with the court. If you do so, the demand must be in writing and must be served upon the plaintiff. Within 14 days after the service of the demand, the plaintiff must file this lawsuit with the court or the service on you of this Summons and Complaint will be void.

If you wish to seek the advice of an attorney in this matter, you should do so promptly so that your written response, if any may be served on time.

This Summons is issued pursuant to Rule 4 of the Civil Rules.

DATED THIS 27 DAY OF APRIL, 2014

MICHAEL A. JACOBSON, WSBA #13135

MICHAEL A. JACOBSON

SUITE 200 MAYNARD BUILDING

119 FIRST AVENUE SOUTH • SEATTLE, WA 98104

PHONE (206) 447-1560 • FAX (206) 447-1523

EXHIBIT B

FEB 26 2014

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

Mohammed Siddiqui

Plaintiff(s),

vs.

University of Washington, David
Anderson, and Keith Vogel

Respondent(s)

NO. 14-2-06107-2 SEA
ORDER SETTING CIVIL CASE SCHEDULE

ASSIGNED JUDGE: Spector, Julie, Dept. 3

FILED DATE: 2/25/2014

TRIAL DATE: 4/20/2015

SCOMIS CODE: *ORSCS

A civil case has been filed in the King County Superior Court and will be managed by the Case Schedule on Page 3 as ordered by the King County Superior Court Presiding Judge.

I. NOTICES

NOTICE TO PLAINTIFF: The Plaintiff may serve a copy of this **Order Setting Case Schedule (Schedule)** on the Defendant(s) along with the **Summons and Complaint/Petition**. Otherwise, the Plaintiff shall serve the **Schedule** on the Defendant(s) within 10 days after the later of: (1) the filing of the **Summons and Complaint/Petition** or (2) service of the Defendant's first response to the **Complaint/Petition**, whether that response is a **Notice of Appearance**, a response, or a Civil Rule 12 (CR 12) motion. The **Schedule** may be served by regular mail, with proof of mailing to be filed promptly in the form required by Civil Rule 5 (CR 5).

"I understand that I am required to give a copy of these documents to all parties in this case."

PRINT NAME

SIGN NAME

I. NOTICES (continued)

NOTICE TO ALL PARTIES:

All attorneys and parties should make themselves familiar with the King County Local Rules [KCLCR] -- especially those referred to in this *Schedule*. In order to comply with the *Schedule*, it will be necessary for attorneys and parties to pursue their cases vigorously from the day the case is filed. For example, discovery must be undertaken promptly in order to comply with the deadlines for joining additional parties, claims, and defenses, for disclosing possible witnesses [See KCLCR 26], and for meeting the discovery cutoff date [See KCLCR 37(g)].

CROSSCLAIMS, COUNTERCLAIMS AND THIRD PARTY COMPLAINTS:

A filing fee of \$240 must be paid when any answer that includes additional claims is filed in an existing case.

KCLCR 4.2(a)(2)

A Confirmation of Joinder, Claims and Defenses or a Statement of Arbitrability must be filed by the deadline in the schedule. The court will review the confirmation of joinder document to determine if a hearing is required. If a Show Cause order is issued, all parties cited in the order must appear before their Chief Civil Judge.

PENDING DUE DATES CANCELED BY FILING PAPERS THAT RESOLVE THE CASE:

When a final decree, judgment, or order of dismissal of all parties and claims is filed with the Superior Court Clerk's Office, and a courtesy copy delivered to the assigned judge, all pending due dates in this *Schedule* are automatically canceled, including the scheduled Trial Date. It is the responsibility of the parties to 1) file such dispositive documents within 45 days of the resolution of the case, and 2) strike any pending motions by notifying the bailiff to the assigned judge.

Parties may also authorize the Superior Court to strike all pending due dates and the Trial Date by filing a *Notice of Settlement* pursuant to KCLCR 41, and forwarding a courtesy copy to the assigned judge. If a final decree, judgment or order of dismissal of all parties and claims is not filed by 45 days after a *Notice of Settlement*, the case may be dismissed with notice.

If you miss your scheduled Trial Date, the Superior Court Clerk is authorized by KCLCR 41(b)(2)(A) to present an *Order of Dismissal*, without notice, for failure to appear at the scheduled Trial Date.

NOTICES OF APPEARANCE OR WITHDRAWAL AND ADDRESS CHANGES:

All parties to this action must keep the court informed of their addresses. When a Notice of Appearance/Withdrawal or Notice of Change of Address is filed with the Superior Court Clerk's Office, parties must provide the assigned judge with a courtesy copy.

ARBITRATION FILING AND TRIAL DE NOVO POST ARBITRATION FEE:

A Statement of Arbitrability must be filed by the deadline on the schedule if the case is subject to mandatory arbitration and service of the original complaint and all answers to claims, counterclaims and cross-claims have been filed. If mandatory arbitration is required after the deadline, parties must obtain an order from the assigned judge transferring the case to arbitration. **Any party filing a Statement must pay a \$220 arbitration fee.** If a party seeks a trial de novo when an arbitration award is appealed, a fee of \$250 and the request for trial de novo must be filed with the Clerk's Office Cashiers.

NOTICE OF NON-COMPLIANCE FEES:

All parties will be assessed a fee authorized by King County Code 4A.630.020 whenever the Superior Court Clerk must send notice of non-compliance of schedule requirements and/or Local Civil Rule 41.

King County Local Rules are available for viewing at www.kingcounty.gov/courts/clerk.

II. CASE SCHEDULE

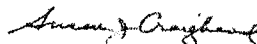
✓	CASE EVENTS	DATE
	Case Filed and Schedule Issued.	2/25/2014
✓	Last Day for Filing Statement of Arbitrability without a Showing of Good Cause for Late Filing [See KCLMAR 2.1(a) and Notices on Page 2]. \$220 arbitration fee must be paid	8/5/2014
✓	DEADLINE to file Confirmation of Joinder if not subject to Arbitration. [See KCLCR 4.2(a) and Notices on Page 2].	8/5/2014
	DEADLINE for Hearing Motions to Change Case Assignment Area. [See KCLCR 82(e)]	8/19/2014
	DEADLINE for Disclosure of Possible Primary Witnesses [See KCLCR 26(b)].	11/17/2014
	DEADLINE for Disclosure of Possible Additional Witnesses [See KCLCR 26(b)].	12/29/2014
	DEADLINE for Jury Demand [See KCLCR 38(b)(2)].	1/12/2015
	DEADLINE for Setting Motion for a Change in Trial Date [See KCLCR 40(e)(2)].	1/12/2015
	DEADLINE for Discovery Cutoff [See KCLCR 37(g)].	3/2/2015
	DEADLINE for Engaging in Alternative Dispute Resolution [See KCLCR 16(b)].	3/23/2015
	DEADLINE for Exchange Witness & Exhibit Lists & Documentary Exhibits [See KCLCR 4(j)].	3/30/2015
✓	DEADLINE to file Joint Confirmation of Trial Readiness [See KCLCR 16(a)(2)].	3/30/2015
	DEADLINE for Hearing Dispositive Pretrial Motions [See KCLCR 56; CR 56].	4/6/2015
✓	Joint Statement of Evidence [KCLCR 4(K)]	4/13/2015
	DEADLINE for filing Trial Briefs, Proposed Findings of Fact and Conclusions of Law and Jury Instructions (Do not file Proposed Findings of Fact and Conclusions of Law with the Clerk).	4/13/2015
	Trial Date [See KCLCR 40].	4/20/2015

The ✓ indicates a document that must be filed with the Superior Court Clerk's Office by the date shown.

III. ORDER

Pursuant to King County Local Rule 4 [KCLCR 4], IT IS ORDERED that the parties shall comply with the schedule listed above. Penalties, including but not limited to sanctions set forth in Local Rule 4(g) and Rule 37 of the Superior Court Civil Rules, may be imposed for non-compliance. It is FURTHER ORDERED that the party filing this action **must** serve this *Order Setting Civil Case Schedule* and attachment on all other parties.

DATED: 2/25/2014



PRESIDING JUDGE

IV. ORDER ON CIVIL PROCEEDINGS FOR ASSIGNMENT TO JUDGE

READ THIS ORDER BEFORE CONTACTING YOUR ASSIGNED JUDGE.

This case is assigned to the Superior Court Judge whose name appears in the caption of this case schedule. The assigned Superior Court Judge will preside over and manage this case for all pretrial matters.

COMPLEX LITIGATION: If you anticipate an unusually complex or lengthy trial, please notify the assigned court as soon as possible.

APPLICABLE RULES: Except as specifically modified below, all the provisions of King County Local Civil Rules 4 through 26 shall apply to the processing of civil cases before Superior Court Judges. The local civil rules can be found at <http://www.kingcounty.gov/courts/superiorcourt/civil.aspx>.

CASE SCHEDULE AND REQUIREMENTS: Deadlines are set by the case schedule, issued pursuant to Local Civil Rule 4.

THE PARTIES ARE RESPONSIBLE FOR KNOWING AND COMPLYING WITH ALL DEADLINES IMPOSED BY THE COURT'S LOCAL CIVIL RULES.

A. Joint Confirmation regarding Trial Readiness Report:

No later than twenty one (21) days before the trial date, parties shall complete and file (with a copy to the assigned judge) a joint confirmation report setting forth whether a jury demand has been filed, the expected duration of the trial, whether a settlement conference has been held, and special problems and needs (e.g. interpreters, equipment, etc.).

The form is available at <http://www.kingcounty.gov/courts/superiorcourt.aspx>. If parties wish to request a CR 16 conference, they must contact the assigned court. Plaintiff's/petitioner's counsel is responsible for contacting the other parties regarding said report.

B. Settlement/Mediation/ADR

a. Forty five (45) days before the trial date, counsel for plaintiff/petitioner shall submit a written settlement demand. Ten (10) days after receiving plaintiff's/petitioner's written demand, counsel for defendant/respondent shall respond (with a counter offer, if appropriate).

b. Twenty eight (28) days before the trial date, a Settlement/Mediation/ADR conference shall have been held. FAILURE TO COMPLY WITH THIS SETTLEMENT CONFERENCE REQUIREMENT MAY RESULT IN SANCTIONS.

C. Trial: Trial is scheduled for 9:00 a.m. on the date on the case schedule or as soon thereafter as convened by the court. The Friday before trial, the parties should access the King County Superior Court website <http://www.kingcounty.gov/courts/superiorcourt.aspx> to confirm trial judge assignment. Information can also be obtained by calling (206) 205-5984.

MOTIONS PROCEDURES

A. Noting of Motions

Dispositive Motions: All summary judgment or other dispositive motions will be heard with oral argument before the assigned judge. The moving party must arrange with the hearing judge a date and time for the hearing, consistent with the court rules. Local Civil Rule 7 and Local Civil Rule 56 govern procedures for summary judgment or other motions that dispose of the case in whole or in part. The local civil rules can be found at <http://www.kingcounty.gov/courts/superiorcourt/civil.aspx>.

Non-dispositive Motions: These motions, which include discovery motions, will be ruled on by the assigned judge without oral argument, unless otherwise ordered. All such motions must be noted for a date by which the ruling is requested; this date must likewise conform to the applicable notice requirements. Rather than noting a time of day, the Note for Motion should state "Without Oral Argument." Local Civil Rule 7 governs these motions, which include discovery motions. The local civil rules can be found at <http://www.kingcounty.gov/courts/superiorcourt/civil.aspx>.

Motions in Family Law Cases not involving children: Discovery motions to compel, motions in limine, motions relating to trial dates and motions to vacate judgments/dismissals shall be brought before the assigned judge. All other motions should be noted and heard on the Family Law Motions calendar. Local Civil Rule 7 and King County Family Law Local Rules govern these procedures. The local rules can be found at <http://www.kingcounty.gov/courts/superiorcourt/civil.aspx>.

Emergency Motions: Under the court's local civil rules, emergency motions will be allowed only upon entry of an Order Shortening Time. However, emergency discovery disputes may be addressed by telephone call and without written motion, if the judge approves.

B. Original Documents/Working Copies/ Filing of Documents: All original documents must be filed with the Clerk's Office. Please see information on the Clerk's Office website at www.kingcounty.gov/courts/clerk regarding the new requirement outlined in LGR 30 that attorneys must e-file documents in King County Superior Court. The exceptions to the e-filing requirement are also available on the Clerk's Office website.

The working copies of all documents in support or opposition must be marked on the upper right corner of the first page with the date of consideration or hearing and the name of the assigned judge. The assigned judge's working copies must be delivered to his/her courtroom or the Judges' mailroom. Working copies of motions to be heard on the Family Law Motions Calendar should be filed with the Family Law Motions Coordinator. On June 1, 2009 you will be able to submit working copies through the Clerk's office E-Filing application at www.kingcounty.gov/courts/clerk.

Service of documents: E-filed documents may be electronically served on parties who opt in to E-Service within the E-Filing application. The filer must still serve any others who are entitled to service but who have not opted in. E-Service generates a record of service document that can be e-filed. Please see information on the Clerk's office website at www.kingcounty.gov/courts/clerk regarding E-Service.

Original Proposed Order: Each of the parties must include an original proposed order granting requested relief with the working copy materials submitted on any motion. Do not file the original of the proposed order with the Clerk of the Court. Should any party desire a copy of the order as signed and filed by the judge, a pre-addressed, stamped envelope shall accompany the proposed order.

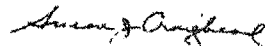
Presentation of Orders: All orders, agreed or otherwise, must be presented to the assigned judge. If that judge is absent, contact the assigned court for further instructions. If another judge enters an order on the case, counsel is responsible for providing the assigned judge with a copy.

Proposed orders finalizing settlement and/or dismissal by agreement of all parties shall be presented to the assigned judge or in the Ex Parte Department. Formal proof in Family Law cases must be scheduled before the assigned judge by contacting the bailiff, or formal proof may be entered in the Ex Parte Department. **If final order and/or formal proof are entered in the Ex Parte Department, counsel is responsible for providing the assigned judge with a copy.**

C. Form

Memoranda/briefs for matters heard by the assigned judge may not exceed twenty four (24) pages for dispositive motions and twelve (12) pages for non-dispositive motions, unless the assigned judge permits over-length memoranda/briefs in advance of filing. Over-length memoranda/briefs and motions supported by such memoranda/briefs may be stricken.

IT IS SO ORDERED. FAILURE TO COMPLY WITH THE PROVISIONS OF THIS ORDER MAY RESULT IN DISMISSAL OR OTHER SANCTIONS. PLAINTIFF/PEITITONER SHALL FORWARD A COPY OF THIS ORDER AS SOON AS PRACTICABLE TO ANY PARTY WHO HAS NOT RECEIVED THIS ORDER.



PRESIDING JUDGE

EXHIBIT C

FEB 26 2014

SUPERIOR COURT OF WASHINGTON
COUNTY OF KING

Mohammed Siddiqui

NO. 14-2-06107-2 SEA

VS

University of Washington, David Anders

CASE INFORMATION COVER SHEET
AND AREA DESIGNATION

CAUSE OF ACTION

(TTO) - TORT, OTHER (MSC 2)

AREA DESIGNATION

SEATTLE - Defined as all King County north of Interstate 90 and including all of Interstate 90 right of way, all of the cities of Seattle, Mercer Island, Issaquah, and North Bend, and all of Vashon and Maury Islands.

EXHIBIT D

FEB 26 2014

IN THE KING COUNTY SUPERIOR COURT FOR THE STATE OF WASHINGTON		
Mohammed Siddiqui,	Plaintiff,	No. <i>14-2-06107-2 SEA</i>
vs.		SIDDIQUI'S FIRST AMENDED
University of Washington, a state agency,	Defendant,	COMPLAINT: JOB
David Anderson, an individual,	Defendant	DISCRIMINATION AND
Keith Vogel, an individual	Defendant	VIOLATION OF
		CONSTITUTIONAL RIGHTS

Comes now plaintiff, Mohammed Siddiqui, by and through his counsel, who makes alleges as follows:

I. PARTIES AND JURISDICTION

1. Plaintiff Mohammed Siddiqui ("Siddiqui") is a US citizen and resident of King County, Washington. He was employed by the State at all material times in its classified service, as comprehended by RCW 41.06.020 at University of Washington at their National Primate Research Center.
2. Defendant University of Washington ("UW") is a unit of state government created by RCW 28B.20, operating institutions of higher learning and scientific research headquartered in Seattle, King County, Washington. UW operates the National Primate Research Center from facilities within Seattle, King County, Washington. UW is an employer of eight or more individuals as comprehended by RCW 49.60.040. UW is an agency of State government as comprehended by RCW 41.06.020(2) and subject to the civil service requirements set forth in RCW 41.06.

3. INDIVIDUAL DEFENDANTS.

1 A. Defendant David Anderson is UW's Executive Director of Health Sciences
 2 Administration and Director of the Washington National Primate Research Center. (NPRC)
 3 Anderson acted in the interest of employer UW as comprehended by RCW 49.60.040

4 B. Defendant Keith Vogel is a UW NPRC veterinarian and supervisor of Siddiqui in
 5 the performance of surgery center and other activities. Vogel acted in the interest of employer
 6 UW as comprehended by RCW 49.60.040

7 4. Siddiqui executed on April 3 2013 and delivered to the Washington State Risk Management
 8 Division a Standard Tort Claim Form SF 210. Siddiqui has exhausted administrative
 9 remedies.. The acts complained of occurred in King County Washington. The University is
 10 subject to this Court's jurisdiction. Venue is proper in King County pursuant to RCW 4.12.025.

11 II. FACTS AND CIRCUMSTANCES

12 *The following factual allegations are not intended as exhaustive, but are written solely to*
 13 *provide notice to the defendant of the general nature of the claims against it.*

14 5. Plaintiff is an ethnic Indian and of Indian origin and birth and his date of birth is June 16,
 15 1949. Siddiqui was hired by UW in May, 1991. He progressed over the course of the next 21
 16 years to the level of class 3 veterinary specialist. Siddiqui's assignment was to maintain animals
 17 housed at UW's Washington National Primate Research Center ("NPRC"); support all surgical
 18 and non-invasive scientific research projects or other clinical care of the animals; maintain
 19 equipment, and collect samples. Siddiqui met or exceeded the employer's expectations.

20 6. Siddiqui was disadvantaged in comparison with whiter, younger, and ethnically North
 21 American NPRC coworkers in his reduced work hours, reduced retention, reduced training,
 22 excessive penal sanctions, and reduced civil service protections.

23 7. On 29 October 2012, research primate Z12336 was slow to awaken during the first 3 hours
 24 after hernia surgery. A surgical team composed of information technology personnel and
 25

1 veterinary specialists, including Siddiqui, working under the supervision of the staff veterinary
2 surgeon had combined that morning to sedate the patient with intra-muscular anesthetic, inhaled
3 anaesthesia, and intramuscular analgesics. An unlicensed technology officer had cut open,
4 surgically manipulated, then sewed up the patient.

5 8. The staff veterinarian responsible for the animal's safety reported to defendant Anderson a
6 complaint against Siddiqui's conduct in the operating theater that day.

7 9. On the basis of information and belief acquired through public records disclosed in the fall
8 of 2013, the accusation against Siddiqui asserted that he corruptly altered drug records so as to
9 disguise his misconduct overdosing animal z12336.

10 10. Such accusations were materially false and misleading.

11 11. Such accusations are materially exaggerated in the sense that younger, caucasian and
12 ethnically American employees have retained their job in spite of delivering lethal overdoses of
13 drugs causing the deaths of test animals.

14 12 Upon information and belief the false and misleading accusations were relied upon by
15 defendant Anderson in 2012

16 11. A note dated 31 October 2012 was left for Siddiqui asking him to visit the office and speak
17 with the NPRC director David Anderson on the morning of 1 November 2012. Upon arrival,
18 the UW managers assembled by director Anderson told Siddiqui we've decided to fire you for a
19 a safety and integrity issue; I can't trust you. Or you can submit a resignation to avoid
20 embarrassment.

21 12. Siddiqui assured his UW managers he had no idea what was involved but that he'd done
22 nothing remotely like what was accused. Siddiqui said he needed to speak to a legal advisor to
23 understand his options. Anderson responded that if Siddiqui left the room or consulted an
24 advisor, an immediate termination would be effected.

1 13. Director Anderson's directive prohibited Siddiqui's continued employment and offered
2 instead alternative means of ending his civil service career;

3 14. A 21-year employee in the classified civil service. The state code conferred a property
4 interest in Siddiqui's continued employment

5 15. WAC 357-52; WAC 357-40 and A.R 43.16 provide Washington's tenured civil servants a
6 pre-dismissal right to contest a proposed termination, with the assistance of an advisor of
7 choice.

8 16 Anderson's directive to select alternative means of becoming unemployed did not furnish
9 Siddiqui notice of the evidence relied upon to precipitate Siddiqui's unemployment.

10 17 The option to become unemployed by resignation was conditioned upon Siddiqui
11 surrendering his right to consult counsel or become educated about his legal options or become
12 educated about the government evidence of wrongdoing or rebut it.

13 18 WAC 357-040 provides Washington's tenured civil servants with the right to written
14 notice of dismissal charges. Anderson's directive to select from alternative means to become
15 unemployed excluded written notice to Siddiqui of what safety or integrity accusations were
16 made by whom on the basis of what data.

17 19 WAC 357-040 provides Washington tenured civil servants with the right to appeal
18 termination in a contested hearing. Anderson's directive to select from alternative means to
19 become unemployed excluded written or oral notice that dismissal would preserve Siddiqui's
20 civil service appeal rights.

21 20. Anderson's directive to choose among alternative means of becoming unemployed under
22 time pressure disguised from Siddiqui exculpatory facts contained within the accuser's report of
23 events occurring 29 October.

24 21 Furnished no meaningful option to remain employed, threatened with a permanent
25

1 government record of stigmatizing accusations should he pursue legal redress, Siddiqui felt he
2 had no choice but to resign.

3 22. Director Anderson told him that a resignation must be delivered immediately, saying it is
4 effective immediately; Siddiqui sent a message in that form.

5 23. The UW managers disadvantaged Siddiqui in comparison with younger and whiter and
6 ethnically more American employees when stripping from Siddiqui his protections against
7 deprivations of his government employment.

8 24. After 70 days of reflection, Siddiqui notified UW administrators that his opportunity to
9 contest the threatened dismissal action had been thwarted; that his resignation was coerced; and
10 therefore it was withdrawn so as to re-start the formal process.

11 25. Anderson responded, citing official policy of the University, that UW refused to rescind or
12 permit withdrawal or cure the defects pointed out by Siddiqui.

13 **III. LEGAL THEORIES**

14 **FIRST CLAIM: DEPRIVATION OF CONSTITUTIONAL RIGHTS**

15 26. Individual Defendants' actions violated Amendment XIV procedural due process in
16 violations of 42 USC 1983, having deprived Siddiqui of presumptively continuing government
17 employment without furnishing a meaningful pre-dismissal opportunity to know and rebut the
18 evidence against him or discover the exculpatory evidence or secure an unbiased audience
19 connected with the employer's unjustified accusations.

20 27. Individual Defendants deprived Siddiqui of his Amendment XIV property without post-
21 termination due process in violation of 42 USC 1983.

22 28. By standard procedure or official policy Individual Defendants ratified the summary
23 deprivations of Siddiqui's government property in violation of constitutional rights in spite of
24 Siddiqui's protests and requests to restart the process.
25

29. Individual defendants' actions under color of law in violation of 42 USC 1983 deliberately penalized Siddiqui's First Amendment right to access legal counsel and the legal process to redress matters of public concern involving government discrimination and unconstitutional action.

30 Individual Defendants acted under color of law or pursuant to standard or official procedures, to deprive Siddiqui of 14th Amendment Equal Protection of Laws.

31. As a direct result of Individual Defendants' action, Siddiqui has been deprived of constitutional rights, and experienced financial loss, job and career loss, emotional pain, fear, and anxiety.

SECOND CLAIM: WASHINGTON LAW AGAINST DISCRIMINATION

32. Defendant furnished Siddiqui comparatively disadvantageous employment terms, terminated his employment, and/or dictated employment terms which left Siddiqui no meaningful opportunity to remain employed in violation of RCW 49.60.180 because of age, ethnic heritage, and/or foreign origin.

33. Defendants explicitly penalized Siddiqui's access to counsel and the legal process to protest unlawful conduct in violation of RCW 49.60.210.

34. The Defendants' unfair practices proximately caused damage to Siddiqui including without limitation: lost wages and fringes, financial loss, job and career loss, emotional pain, fear, and anxiety actual damage, garden variety emotional distress, and diminished earning capacity

IV. REQUEST FOR RELIEF

35. Wherefore Plaintiff prays for relief, including:

a. The damages pled in the complaint;

b. for equitable relief, awarding to Siddiqui a 14th Amendment pre-dismissal hearing and, if necessary, a further 14th Amendment post-dismissal appeal hearing to adjudicate the deprivation of his rights; and an award of 42 USC 1988 reasonable counsel fees;

1 c. for equitable relief awarding to Siddiqui interim reinstatement with restoration of
2 status and all employment benefits plaintiff would have earned were it not for unconstitutionally
3 biased or retaliatory conduct;

4 d. compensation for garden variety emotional distress, including pain, anxiety, and fear
5 in amounts to be proven at trial.

6 e. for back pay, including fringes;

7 f. for actual damage;

8 g. for pre-judgment interest on liquidated amounts of loss;

9 h. for costs of suit, including copying and expert charges;

10 i. for reasonable counsel fees pursuant to RCW 49.60.030(2), RCW 49.48.030, 42 USC
11 1988; equity, statute, court rule, or common law;

12 j. for an award gross up to offset the added tax burden imposed upon prevailing plaintiff
13 by, among other factors, bracket creep or construct trust or alternative minimum tax;

14 k. for such further relief as the court deems just.

15 DATED this 24th day of February, 2014

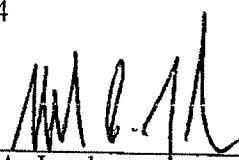
16 
17 Michael A. Jacobson, Attorney for plaintiff, WSB#13135
18 Michael A Jacobson, PS Inc
19 119 - 1st Ave. S., #200
20 Seattle, Washington 98104
21 Tel. 206 447 1560; Fax 206 447 1523
22
23
24
25

EXHIBIT E

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KING

MOHAMMED SIDDIQUI,

Plaintiff,

v.

UNIVERSITY OF WASHINGTON, a
State agency, and DAVID ANDERSON,
an individual, and KEITH VOGEL, an
individual,

Defendants.

No. 14-2-06107-2 SEA

AMENDED NOTICE OF
APPEARANCE FOR DEFENDANTS
UNIVERSITY OF WASHINGTON,
DAVID ANDERSON AND KEITH
VOGEL

(Clerk's Action Required)

TO: MOHAMMED SIDDIQUI, Plaintiff

AND TO: MICHAEL A. JACOBSON, Attorney for Plaintiff

AND TO: THE CLERK OF THE ABOVE-ENTITLED COURT

YOU, AND EACH OF YOU, WILL PLEASE BE ADVISED that the undersigned appears as attorney of record for Defendants UNIVERSITY OF WASHINGTON, a State Agency, DAVID ANDERSON, an individual, and KEITH VOGEL, an individual. Defendants UNIVERSITY OF WASHINGTON, DAVID ANDERSON and KEITH VOGEL, without waiving any defects as to lack of jurisdiction over subject matter, lack of jurisdiction over person, improper venue, insufficiency of process, insufficiency of service of process, misjoinder or nonjoinder, hereby request that any and all further pleadings or

AMENDED NOTICE OF APPEARANCE - 1
1010-018/85844

KEATING, BUCKLIN & MCCORMACK, INC., P.S.

ATTORNEYS AT LAW
800 FIFTH AVENUE, SUITE 4141
SEATTLE, WASHINGTON 98104-3175
PHONE: (206) 623-8861
FAX: (206) 223-8423

1 notices of any nature or kind whatsoever affecting the rights of said parties, except original
2 process, be served upon the undersigned attorneys at the address stated below.

3 DATED: February 27, 2014

4
5 KEATING, BUCKLIN & McCORMACK,
6 INC., P.S.

7 By: s/ Jayne L. Freeman

8 Jayne L. Freeman, WSBA #24318
9 Special Assistant Attorney General for
10 Defendants University of Washington,
11 David Anderson and Keith Vogel

12 800 Fifth Avenue, Suite 4141
13 Seattle, WA 98104-3175

14 Phone: (206) 623-8861

15 Fax: (206) 223-9423

16 Email: jfreeman@kbmlawyers.com
17
18
19
20
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22
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27

DECLARATION OF SERVICE

I declare under penalty of perjury under the laws of the State of Washington that on February 27, 2014, a true and correct copy of the foregoing document was served upon the parties listed below via U.S. first class mail with a courtesy copy sent via email as follows:

Attorneys for Plaintiff

Michael A. Jacobson
Attorney at Law
119 First Avenue South, Suite 200
Maynard Building
Seattle, WA 98104
mike@mikejacobsonlaw.com

DATED this 27th day of February, 2014, at Seattle, Washington.

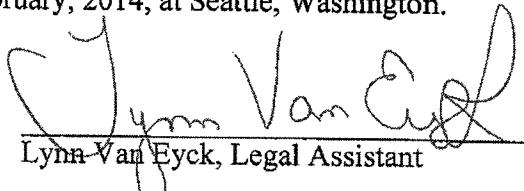

Lynn Van Eyck, Legal Assistant

EXHIBIT F

IN THE KING COUNTY SUPERIOR COURT FOR THE STATE OF WASHINGTON

Mohammed Siddiqui,
Plaintiff,

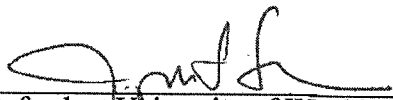
No. 14-2-06107-2 SEA

vs.
University of Washington, a state
agency,
Defendant,
David Anderson, an individual
Defendant
Keith Vogel, an individual, Defendant

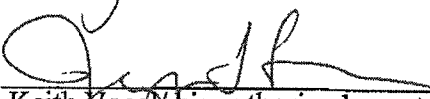
Acceptance of service

RE: Defendant University of Washington
RE: Defendant David Anderson
RE: Defendant Keith Vogel

26 In conformity with Civil Rule 4g, original service of process is admitted and accepted this
day of February 2014 on behalf of the defendants whose authorized signatures are
below.


Defendant University of Washington /
Authorized agent

 2/27/14
Defendant David Anderson / his authorized agent

 2/27/14
Keith Vogel / his authorized agent

MICHAEL A. JACOBSON

SUITE 200 MAYNARD BUILDING

119 FIRST AVENUE SOUTH • SEATTLE, WA 98104

PHONE (206) 447-1560 • FAX (206) 447-1523

EXHIBIT G

The Honorable Julie Spector

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
IN AND FOR THE COUNTY OF KING

MOHAMMED SIDDIQUI,

Plaintiff,

v.

UNIVERSITY OF WASHINGTON, a State
agency, DAVID ANDERSON, an
individual, and KEITH VOGEL, an
individual,

Defendants.

No. 14-2-06107-2 SEA

DEFENDANTS' NOTICE OF FILING
NOTICE OF REMOVAL TO U.S.
DISTRICT COURT FOR THE
WESTERN DISTRICT OF
WASHINGTON

(Clerk's Action Required)

TO: MOHAMMED SIDDIQUI, Plaintiff

AND TO: MICHAEL A. JACOBSON, M.A. Jacobson, P.S., Inc., Plaintiff's Counsel

AND TO: THE CLERK OF THE COURT

PLEASE TAKE NOTICE that on March 10, 2014, Defendants University of
Washington, David Anderson and Keith Vogel filed a Notice of Removal of Action to
Federal Court with the United States District Court for the Western District of Washington
at Seattle. Attached as Exhibit A is a true and correct copy of the Defendants' Notice of
Removal, without exhibit.

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///

NOTICE OF FILING NOTICE OF REMOVAL - 1
14-2-06107-2 SEA

1010-018/87558.docx

KEATING, BUCKLIN & MCCORMACK, INC., P.S.

ATTORNEYS AT LAW
800 FIFTH AVENUE, SUITE 4141
SEATTLE, WASHINGTON 98104-3175
PHONE: (206) 623-8861
FAX: (206) 223-9423

1
2 YOU ARE ALSO ADVISED that this Court shall proceed no further unless and
3 until the case is remanded, pursuant to 28 U.S.C. § 1446(d).

4 DATED: March 10, 2014

5 KEATING, BUCKLIN & McCORMACK,
6 INC., P.S.

7
8 By: 

Jayne L. Freeman, WSBA #24318

Brian C. Augenthaler, WSBA #44022

Special Assistant Attorneys General for
Defendants

11 800 Fifth Avenue, Suite 4141

12 Seattle, WA 98104-3175

13 Phone: (206) 623-8861

14 Fax: (206) 223-9423

Email: baugenthaler@kbmlawyers.com

Email: jfreeman@kbmlawyers.com

DECLARATION OF SERVICE

I declare under penalty of perjury under the laws of the State of Washington that on March 10, 2014, a true and correct copy of the foregoing document was served upon the parties listed below via the method indicated:

Attorneys for Plaintiff

Michael A. Jacobson
M. A. Jacobson, P.S., Inc.
119 First Avenue South, Suite 200
Seattle, WA 98104
Email: mike@mikejacobsonlaw.com

- ☒ E-mail
☐ United States Mail
☐ Legal Messenger
☐ Other Agreed E-Service

DATED this 10th day of March, 2014, at Seattle, Washington.

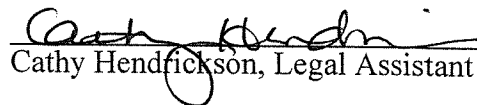

Cathy Hendrickson, Legal Assistant

EXHIBIT A

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MOHAMMED SIDDIQUI,

Plaintiff,

v.

UNIVERSITY OF WASHINGTON, a State
agency, DAVID ANDERSON, an
individual, and KEITH VOGEL, an
individual,

Defendants.

No.

NOTICE OF REMOVAL

(King County Cause No. 14-2-06107-2
SEA)

TO: THE CLERK OF THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

AND TO: MOHAMMED SIDDIQUI, Plaintiff

AND TO: MICHAEL A. JACOBSON, M.A. Jacobson, P.S., Inc., Plaintiff's Counsel

Defendants the University of Washington, David Anderson, and Keith Vogel, by
and through their attorneys of record, pursuant to the provisions of 28 U.S.C. §§1441 and
1446, hereby request this matter be removed to this federal court.

This Court has original jurisdiction of this lawsuit under 28 U.S.C. §1331. The
lawsuit was initially filed in King County Superior Court, as Cause No. 14-2-06107-2-SEA,
February 24, 2014. Plaintiff's Complaint was served on the University of Washington on
February 11, 2014, and Defendants' attorney accepted service of Plaintiff's First Amended
Complaint on behalf of all Defendants on February 26, 2014.

DEFS' NOTICE OF REMOVAL - 1

This case is subject to removal because Plaintiff's First Amended Complaint alleges violations of the Fourteenth Amendment to the United States Constitution against Defendants Anderson and Vogel, and seeks recovery under 42 U.S.C. § 1983. *See, Siddiqui's First Amended Complaint: Job Discrimination and Violation of Constitutional Rights.* A true and correct copy of Plaintiff's First Amended Complaint is attached hereto as Exhibit A.

This case is properly removed to the United States District Court as the Plaintiff has filed a suit in a county superior court within the geographical area embraced by the U.S. District Court for the Western District of Washington, and Plaintiff has alleged claims arising from alleged violation of federal civil rights in this civil action.

DATED: March 10, 2014

KEATING, BUCKLIN & McCORMACK,
INC., P.S.

By: 

Jayne L. Freeman, WSBA #24318

Brian C. Augenthaler, WSBA #44022

Special Assistant Attorneys General for
Defendants

800 Fifth Avenue, Suite 4141

Seattle, WA 98104-3175

Phone: (206) 623-8861

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Email: baugenthaler@kbmlawyers.com

Email: jfreeman@kbmlawyers.com

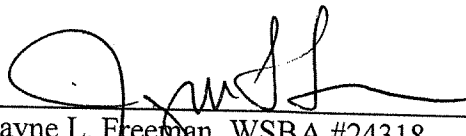
CERTIFICATE OF SERVICE

I hereby certify that on March 10, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

Attorneys for Plaintiff

Michael A. Jacobson
M.A. Jacobson, P.S., Inc.
119 First Avenue South, Suite 200
Seattle, WA 98104
Email: mike@mikejacobsonlaw.com

DATED: March 10, 2014



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